

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF MISSISSIPPI
EASTERN DIVISION**

ELI “TOM” ORR

MOVANT

v.

No. 1:03CR35-M

UNITED STATES OF AMERICA

RESPONDENT

**ORDER DISMISSING ORR’S MOTION [109] TO
EXPAND THE RECORD**

This matter comes before the court on the motion by Eli “Tom” Orr for the court to order the release of the transcripts of the Grand Jury proceedings in this proceeding under 28 U.S.C. § 2255. As Orr has appealed the court’s denial of § 2255 relief, and the Fifth Circuit has affirmed the court’s ruling, the instant motion is hereby **DISMISSED** as moot. In addition, the court holds that Orr has not given any justification for the court to take the extraordinary step of ordering the release of the Grand Jury transcript, and the motion is also **DENIED** on the merits.

SO ORDERED, this the 23rd day of July, 2009.

/s/ MICHAEL P. MILLS

CHIEF JUDGE

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF MISSISSIPPI